



Asset Recovery Handbook

A Guide for Practitioners, *Second Edition*

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Asset Recovery Handbook A Guide For Practitioners Star Initiative

Anton Moiseienko



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Asset Recovery Handbook The World Bank, 2021 The Asset Recovery Handbook is a practical tool to help policymakers public officials and those who have been entrusted with recovering stolen assets by informing them on how to pursue proceeds of corruption and navigate the challenges of international asset recovery **Asset Recovery Handbook** Jean-Pierre Brun, Larissa Gray, Clive Scott, Kevin Stephenson, 2011-01-18 This handbook is designed as a how to manual that guides practitioners as they grapple with the strategic organizational investigative and legal challenges of recovering assets that have been stolen by corrupt leaders and hidden abroad **Asset Recovery Handbook** Jean-Pierre Brun, Anastasia Sotiropoulou, Larissa Gray, Clive Scott, Kevin M. Stephenson, 2021-02-08 Developing countries lose billions each year through bribery misappropriation of funds and other corrupt practices Much of the proceeds of this corruption find safe haven in the world's financial centers These criminal flows are a drain on social services and economic development programs contributing to the impoverishment of the world's poorest countries Many developing countries have already sought to recover stolen assets A number of successful high profile cases with creative international cooperation has demonstrated that asset recovery is possible However it is highly complex involving coordination and collaboration with domestic agencies and ministries in multiple jurisdictions as well as the capacity to trace and secure assets and pursue various legal options whether criminal confiscation non conviction based confiscation civil actions or other alternatives This process can be overwhelming for even the most experienced practitioners It is exceptionally difficult for those working in the context of failed states widespread corruption or limited resources With this in mind the Stolen Asset Recovery StAR Initiative has developed and updated this Asset Recovery Handbook A Guide for Practitioners to assist those grappling with the strategic organizational investigative and legal challenges of recovering stolen assets A practitioner led project the Handbook provides common approaches to recovering stolen assets located in foreign jurisdictions identifies the challenges that practitioners are likely to encounter and introduces good practices It includes examples of tools that can be used by practitioners such as sample intelligence reports applications for court orders and mutual legal assistance requests StAR the Stolen Asset Recovery Initiative is a partnership between the World Bank Group and the United Nations Office on Drugs and Crime that supports international efforts to end safe havens for corrupt funds StAR works with developing countries and financial centers to prevent the laundering of the proceeds of corruption and to facilitate more systematic and timely return of stolen assets **Few and Far The Hard Facts on Stolen Asset Recovery** OECD, The World Bank, 2014-09-11 Drawing on data collected between 2006 and 2012 the report provides recommendations and good practices regarding stolen asset recovery and suggests specific actions for development agencies Corruption and Targeted Sanctions Anton Moiseienko, 2019-03-14 In Corruption and Targeted Sanctions Anton Moiseienko analyses the blacklisting of foreigners suspected of corruption and the prohibition of their entry into the sanctioning state from an international law perspective The implications of such actions

have been on the international agenda for years and have gained particular prominence with the adoption by the US and Canada of the so called Magnitsky legislation in 2016 Across the Atlantic several European states followed suit The proliferation of anti corruption entry sanctions has prompted a reappraisal of applicable human rights safeguards along with issues of respect for official immunities and state sovereignty On the basis of a comprehensive review of relevant law and policy Anton Moiseienko identifies how targeted sanctions can ensure accountability for corruption while respecting international law

Global Anti-Money Laundering Regulation Nkechikwu Azinge-Egbiri,Nicholas Ryder,Ehi Eric Esoimeme,2024-11-25 This book explores the politics of money laundering and terrorist financing ML TF regulation in several countries across Africa and the Small Island States Developed countries created the Financial Action Task Force FATF to combat ML TF globally Expectedly the FATF s standards mirror existing banking regulations within the G7 countries Yet the standards apply to all countries irrespective of the limited ML TF risks they pose to the global economy their weak pre conditions for effective regulation and their non involvement in the FATF s framing Still such countries mainly within the Global South have worked hard to amplify their compliance with the regime due to fears of the repercussions of their non compliance This collection demonstrates how the global ML TF regulation is treated as an implicitly superior legal regime where the Global South must comply irrespective of their perception of the FATF s legitimacy challenges It shows that beyond exogenous factors such as neo colonialism endogenous factors such as weak institutions and corruption undermine the compliance trajectory of the Global South Furthermore it analyses the unintended consequences of transplanting FATF standards into diverse legal and cultural contexts The volume contributes to our understanding of the challenges of transplantation from the Global North and how the Global South is steering within the constraints created by the FATF It advocates for a comprehensive understanding of the nuanced compliance challenges of developing countries It further proposes practical solutions to address them emphasizing the importance of risk based understanding accountability capacity building and coordination in achieving effective anti money laundering and counter terrorist financing measures The collection will be essential reading for researchers academics and policy makers working in financial crime regulation and international economic law

Left Out of the Bargain Jacinta Anyango Oduor,Francisca M.U. Fernando,Agustin Flah,Dorothee Gottwald,Jeanne M. Hauch,Marianne Mathias,Ji Won Park,Oliver Stolpe,2013-12-11 Over the past decade countries have increasingly used settlements that is any procedure short of a full trial to conclude foreign bribery cases and have imposed billions in monetary sanctions There exists a gap in knowledge however regarding settlement practices around the world and the disposition of these monetary sanctions notably through the lens of recovery of stolen assets Left out of the Bargain a study by the Stolen Asset Recovery Initiative StAR provides an overview of settlement practices by civil and common law countries that have been active in the fight against foreign bribery Using the United Nations Convention against Corruption UNCAC as its point of reference the study addresses concerns voiced by the international community What

happens to the money associated with the settlements and is it being returned to those most directly harmed by the corrupt practices And what can be done to assist those countries harmed by foreign bribery Left out of the Bargain has found that 395 settlement cases took place between 1999 and mid 2012 resulting in a total of US 6 9 billion in monetary sanctions imposed against companies and individuals Of this amount nearly US 6 billion came from settlements that took place in a country different from that of the allegedly bribed foreign public officials But only about US 197 million or 3 percent has been returned or ordered returned to the countries whose officials were accused of accepting bribes Left out of the Bargain urges countries whose officials were allegedly bribed to intensify their efforts to investigate and prosecute the providers and recipients of foreign bribes hence improving these countries prospects for recovery of assets lost through corruption The study also calls for more proactive international cooperation and coordination to ensure that all affected countries are afforded the opportunity to seek redress for harms suffered and for the recovery of assets thus fulfilling the principles set out in UNCAC

The Puppet Masters Emile van der Does de Willebois, J.C. Sharman, Robert Harrison, Ji Won Park, Emily Halter, 2011-11-01 This report examines the use of these entities in nearly all cases of corruption It builds upon case law interviews with investigators corporate registries and financial institutions and a mystery shopping exercise to provide evidence of this criminal practice

Few and Far Larissa Gray, Kjetil Hansen, Pranvera Recica-Kirkbride, Linnea Mills, 2014-08-29 This joint publication of the World Bank UNODC Stolen Asset Recovery StAR Initiative and the Organisation for Economic Co operation and Development OECD reports on how OECD countries are performing on asset recovery It provides examples of good practices and recommendations for development agencies and other practitioners on achieving results

Income and Asset Disclosure World Bank, 2013-06-19 A companion volume to Public Office Private Interests Accountability through Income and Asset Disclosure this volume includes case studies of the income and asset disclosure systems in 11 countries from Argentina and Croatia to Indonesia and the United States

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